Council Communication

Department: Legal Case/Project No.	Resolution No.	<u>09-323</u>	Council Action: <u>11/9/2009</u>
Case/110ject140.	1		
Resolution authorizing the Mayo Agreements from Fareway Store tobacco laws.	or to execute the Ord		
			d d and an analysis of
During the month of September, resulted in citations being issued providing tobacco to a minor. We penalty for a first violation is \$30 submitted their Acknowledgement the Mayor to execute the Orders Fareway Store #073.	2009, compliance of to employees of Far le are pursuing civil 00. Both businesses nt/Settlement Agree	reway Store, #073, penalties against the have made paymentments. A resolution	310 McKenzie Avenue, for the permit holders. The civil nt of the \$300 penalty and have in has been prepared authorizing
Authorize the Mayor to execute (Fareway Store #073 for a first vio		e Acknowledgeme	nt/Settlement Agreements from
Don Bauermeister, Asst. City Att	orney		
Department Head Signature	MANUFACTOR CO.	Mayor Signature	

RESOLUTION NO. 09-323

A RESOLUTION authorizing the Mayor to execute an Order Accepting the Acknowledgement/ Settlement Agreement from Fareway Store #073, 310 McKenzie Avenue, Council Bluffs, IA 51503, for a violation of Iowa Code Section 453A.2(1).

- WHEREAS, the State of Iowa has enacted a comprehensive program aimed at reducing underage tobacco use; and
- WHEREAS, compliance checks in Council Bluffs resulted in a citation being issued to an employee of Fareway Store #073, on or about September 24, 2009; and
- WHEREAS, the mandatory civil penalty has been paid, and it is in the best interest of the City to execute an Order accepting the Acknowledgement/Settlement Agreement from the above business for this violation.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF COUNCIL BLUFFS, IOWA

That the Mayor is hereby authorized to execute the Order Accepting the Acknowledgement/ Settlement Agreement from Fareway Store #073, 310 McKenzie Avenue, for a violation of Iowa Code Section 453A.2.

LDADWED

	ADOPTED AND APPROVED	November 9, 2009
	THOMAS P. HANAFAN	Mayor
Attest:		
	MARCIA L. WORDEN	City Clerk

^ D

BEFORE THE CITY COUNCIL FOR THE CITY OF COUNCIL BLUFFS, IOWA

IN RE:	
Fareway Store #073 310 McKenzie Avenue Council Bluffs, IA 51503	ORDER ACCEPTING ACKNOWLEDGEMENT/SETTLEMENT AGREEMENT
ON this day of	, 2009, in lieu of a public hearing on the matter, the
City Council approves the attached Ac	knowledgement/Settlement Agreement between the
above-captioned permittee and the Cit	y of Council Bluffs, Iowa.
THEREFORE, the City Counc	il for the City of Council Bluffs, Iowa, FINDS that the
above-captioned permittee has remitte	d to the City of Council Bluffs, Iowa, a civil penalty in t
amount of three hundred dollars (\$300	.00). Be advised that this sanction will count as a first
violation of Iowa Code Section 453A.	2(1), pursuant to Iowa Code Section 453A.22(2)(a).
IT IS THEREFORE ORDERE	D that the judgment in this matter is hereby satisfied.
	THOMAS P. HANAFAN Mayo
A	.ttest:
	MARCIA L. WORDEN City Cler

^ D

Council Communication

Department: Legal	Resolution No.	09-324	Council Action: 11/9/2009
Case/Project No.	Ttoboration 1 to.	<u>09 921</u>	
		er Accepting the	Acknowledgement/Settlement lations of the State's tobacco laws.
POWER CONTROL		·····	
submitted their Acknowledgen	ed to employees of Hy- We are pursuing civil p 3300. Both businesses I nent/Settlement Agreen	ecks by the Cou Vee Food Store penalties against have made paym nents. A resolut	#1, 1706 N. 16 th Street, for
Authorize the Mayor to execute Hy-Vee Store #1 for a first viol		Acknowledgen	nent/Settlement Agreements from
Don Bauermeister, Asst. City A	Attorney		
Department Head Signature		Mayor Signatu	re

IN RE:

Hy-Vee Food Store 1706 N. 16th Street Council Bluffs, IA 51501

ACKNOWLEDGEMENT/SETTLEMENT AGREEMENT

I/We hereby knowingly and voluntarily acknowledge that we have received the Notice of Hearing and the Complaint in the above case. I/We hereby knowingly and voluntarily acknowledge the facts and allegations contained in the complaint, attached hereto and incorporated herein by reference, and knowingly and voluntarily admit that the same are true and correct. I/We hereby knowingly and voluntarily waive hearing, and submit to the statutory penalties prescribed by Iowa law. I/We understand that this penalty will count as an official "First Violation" of Iowa Code Section 453A.2 pursuant to Iowa Code Section 453A.22. I/We have enclosed a check in the amount of \$300.00, made payable to the City of Council Bluffs, Iowa, to settle the above-referenced complaint. The above-captioned permit holder hereby waives all jurisdictional claims.

DATED this 23 day of October ,2009.

Hy-Vee, Inc. d/b/a Hy-Vee Food and Drug #1, Council Bluffs, Iowa

Stephen Meyer, Sr. Wice President

NOTE: This must be signed by an individual cigarette permittee or, in the case of another business entity, by individual(s) who have authority to bind the entity.

If you decide to sign this Acknowledgment/Settlement Agreement and waive your appearance at a hearing, this document (properly signed and dated), along with your \$300.00 check made payable to the City of Council Bluffs, Iowa, should be returned to:

City Attorney's Office 209 Pearl Street Council Bluffs, IA 51503

RESOLUTION NO. 09-324

A RESOLUTION authorizing the Mayor to execute an Order Accepting the Acknowledgement/ Settlement Agreement from Hy-Vee Food Store #1, 1706 North 16th Street, Council Bluffs, Iowa, for a violation of Iowa Code Section 453A.2(1).

- WHEREAS, the State of Iowa has enacted a comprehensive program aimed at reducing underage tobacco use; and
- WHEREAS, compliance checks in Council Bluffs resulted in a citation being issued to an employee of Hy-Vee Food Store #1, 1706 N. 16th Street, on or about September 29, 2009; and
- WHEREAS, the mandatory civil penalty has been paid, and it is in the best interest of the City to execute an Order Accepting the Acknowledgement/Settlement Agreement from the above business for this violation.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF COUNCIL BLUFFS, IOWA

That the Mayor is hereby authorized to execute the Order Accepting the Acknowledgement/ Settlement Agreement from Hy-Vee Food Store #1, 1706 N. 16th Street, for a violation of Iowa Code Section 453A.2.

	ADOPTED AND APPROVED	November 9, 2009
	THOMAS P. HANAF.	AN Mayor
Attest:		
	MARCIA L. WORDE	N City Clerk

BEFORE THE CITY COUNCIL FOR THE CITY OF COUNCIL BLUFFS, IOWA

IN RE:	
Hy-Vee Food Store #1 1706 N. 16 th Street Council Bluffs, IA 51501	ORDER ACCEPTING ACKNOWLEDGEMENT/SETTLEMENT AGREEMENT
ON this day of	_, 2009, in lieu of a public hearing on the matter, the
City Council approves the attached Acknow	ledgement/Settlement Agreement between the
above-captioned permittee and the City of C	Council Bluffs, Iowa.
THEREFORE, the City Council for	the City of Council Bluffs, Iowa, FINDS that the
above-captioned permittee has remitted to the	ne City of Council Bluffs, Iowa, a civil penalty in the
amount of three hundred dollars (\$300.00).	Be advised that this sanction will count as a first
violation of Iowa Code Section 453A.2(1), p	oursuant to Iowa Code Section 453A.22(2)(a).
IT IS THEREFORE ORDERED that	t the judgment in this matter is hereby satisfied.
	THOMAS P. HANAFAN Mayor
Attest:	MARCIA L. WORDEN City Clerk

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Council Communication

Department: Legal Case/Project No.	Ordinance No. Resolution No. 09-328	Council Action: 11/9/2009
Applicant: Richard Wade	1000141011 1 (0. <u>05 520</u>	
	Subject/Title yor to execute the Second Addendur Council Bluffs, Iowa and Metro Cros letro Crossing L.P.	
	Background/Discussion	
	and Addendum to the Development A to certify the debt in the tax increme	
	Recommendation	
Approval of the Second Addend	dum is recommended by the Legal De	epartment.
Richard Wade		
Department Head Signature	Mayor Signature	

SECOND ADDENDUM TO THE DEVELOPMENT AGREEMENT BETWEEN THE CITY OF COUNCIL BLUFFS, IOWA AND

METRO CROSSING, L.L.C. THAT HAS SINCE ASSIGNED ITS INTEREST TO KIMCO METRO CROSSING L.P.

Whereas, the original Agreement contained a paragraph numbered 2.5 entitled Redevelopment Grant, which referenced an Exhibit "E", was approved by Council Resolution Number 05-317; and

Whereas, the First Addendum to the Development Agreement which modified paragraphs 2.5, 3.3 and Exhibit "E" of the Agreement was approved by Council Resolution Number 06-288; and

Whereas, due to a failure of the City to certify debt in the project's tax increment financing district in a timely fashion, it is necessary to again modify Exhibit "E" to the Agreement so that the Economic Development Grant agreed to will be paid out as closely to what was originally agreed to as possible.

Now, therefore, it is hereby agreed to by the parties that the Exhibit "E" (Second Amended) attached hereto does hereby replace the previously approved Exhibit "E" (Amended).

In witness of this Second Addendum and as authorized representatives of our respective organizations we have affixed our signatures below.

CITY OF COUNCIL BLUFFS, IOWA		
Thomas P. Hanafan, Mayor	Date	
KIMCO METRO CROSSING L.P.		
	Date	

PREPARED BY: City Legal Department, 209 Pearl Street, Council Bluffs, IA 51503 RETURN TO: City Clerk, 209 Pearl Street, Council Bluffs, IA 51503

RESOLUTION NO. 09-328

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE THE SECOND ADDENDUM TO THE DEVELOPMENT AGREEMENT BETWEEN THE CITY OF COUNCIL BLUFFS, IOWA AND METRO CROSSING, L.L.C. THAT HAS SINCE ASSIGNED ITS INTEREST TO KIMCO METRO CROSSING L.P.

- WHEREAS, a Second Addendum to the original Development Agreement between the City and Kimco Metro Crossing L.P. is necessary to certify debt in the project's tax increment financing in a timely fashion; and
- WHEREAS, it is necessary to again modify Exhibit "E" to the Agreement so that the Economic Development Grant agreed to will be paid out as closely to what was originally agreed to; and
- WHEREAS, it is hereby agreed to that Exhibit "E" to the Second Addendum replaces the previously approved Exhibit "E".

NOW, THEREFORE, BE IT RESOLVED

BY THE CITY COUNCIL

OF THE

CITY OF COUNCIL BLUFFS, IOWA

ADOPTED

That the Mayor is hereby authorized and directed to execute the Second Addendum to the Development Agreement between the parties listed above on behalf of the City.

AND
APPROVED

November 9, 2009

Thomas P. Hanafan,

Mayor

ATTEST:

Marcia L. Worden,

City Clerk

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COUNCIL COMMUNICATION

Department: Public Works	Ordinance No	First Reading November 9, 2009
Case/Project No.: FY09-10B	Resolution No. 09-325	-
Applicant: Greg Reeder, Public Works	s Director	

SUBJECT/TITLE

Council consideration of a resolution accepting the bid of MFT Construction, Inc. in the amount of \$117,874.10 for the Oak Street Sanitary Sewer Relocation. Project # FY09-10B.

BACKGROUND/DISCUSSION

• On October 29, 2009, bids were received in the city clerk's office as followed:

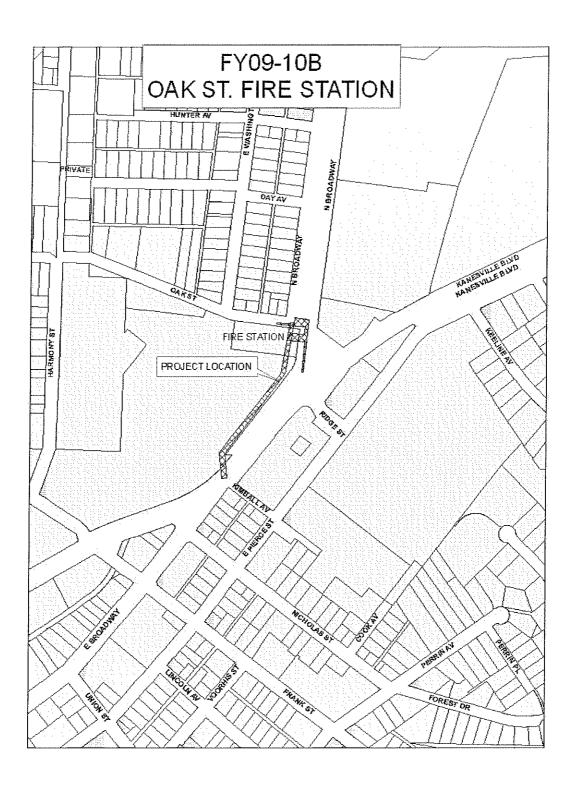
	Division I <u>General</u>	Division II Pavement	Division III Storm Sewer	Division IV Sanitary Sewer	<u>Total</u>
MFT Const. R.D. Blue Const. Valley Corp. Neuvirth's Const. L.G. Roloff Const. Graham Const. Leazenby Const.	\$25,316.09 \$13,492.34 \$21,058.51 \$14,488.29 \$19,216.35 \$27,696.82 \$17,552.66	\$15,636.19 \$16,151.51 \$21,564.36 \$ 9,762.56 \$12,891.90 \$26,180.83 \$14,134.35	\$3,721.27 \$2,180.00 \$3,946.88 \$3,664.00 \$3,699.16 \$3,989.60 \$4,022.92	\$ 73,200.55 \$ 88,600.85 \$ 76,492.56 \$ 97.388.50 \$ 90,803.88 \$ 94,724.52 \$141,611.59	\$117,874.10 \$120,424.70 \$123,062.32 \$125,303.35 \$126,611.29 \$152,591.76 \$177,321.52
General Excavation Engineer's Estimate Driver Sewer & Water	\$52,728.99 \$23,765.70 (Non-Responsive)	\$22,798.26 \$16,120.26	\$3,145.80 \$2,030.00	\$ 99,674.20 \$ 99,703.50	\$178,347.24 \$141,619.46

- Approximately 150 homes are served by the sanitary sewer in Oak Street that traverses east on Oak Street to a siphon structure under Indian Creek to the sanitary sewer main located east of the creek in North Broadway.
- The Oak Street Fire Station Bridge, CIP project FY09-10A will be replaced in 2010 with a new culvert structure.
- Construction of the Fire Station Bridge will require driving steel sheetpile which will sever the Oak Street sanitary line requiring by-pass pumping of the sanitary for the duration of the project.
- The sanitary siphon structure for the Oak Street sanitary under Indian Creek is old and most likely will require replacement.
- Siphon structures are high maintenance and can result in sanitary backups due to plugging.
- To eliminate the need the by-pass pumping of sanitary for the Fire Station Bridge replacement and to delete a siphon structure this project will construct a gravity flow sanitary sewer from Oak Street to the sanitary sewer in Kanesville Blvd. west of North Broadway.
- The project is programmed in the CIP for FY09 as Project FY09-10B. The project will be completed prior to the Fire Station Bridge replacement in 2010. The project cost is \$140,000 and is funded by G. O. Bonds.
- The project schedule is Set Public Hearing, September 28, 2009; Hold Public Hearing, October 12, 2009; Bid Letting, October 29, 2009; and Awarding November 9, 2009.

	RECOMMENDATION	
Approval of this resolution.		
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Greg Reeder, Public Works Director

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RESOLUTION NO 09-325

RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AN AGREEMENT WITH MFT CONSTRUCTION, INC. FOR THE OAK STREET SANITARY SEWER RELOCATION FY09-10B

the plans, specifications, and form of contract for the

WHEREAS,

Oak Street Sanitary Sewer Relocation are on file in the office of the City Clerk; and WHEREAS. a Notice of Public Hearing was published, as required by law, and a public hearing was held on October 12, 2009 and the plans, specifications and form of contract were approved; and WHEREAS. MFT Construction, Inc. has submitted a low bid in the amount of \$117,874.10 for this contract. NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF COUNCIL BLUFFS, IOWA That the bid of MFT Construction, Inc. in the amount of \$117,874.10 is hereby accepted as the lowest and best bid received for said work; and BE IT FURTHER RESOLVED That the City Council does hereby award the contract in connection with the Oak Street Sanitary Sewer Relocation; and BE IT FURTHER RESOLVED That the Mayor and City Clerk are hereby authorized, empowered, and directed to execute an agreement with MFT Construction, Inc. for and on behalf of the City of Council Bluffs, upon approval by the City Attorney of the certificate of insurance and payment and performance bonds as required by the contract specifications. ADOPTED AND APPROVED November 9, 2009 Thomas P. Hanafan, Mayor ATTEST: Marcia L. Worden, City Clerk

COUNCIL COMMUNICATION

Ordinance No	First Reading	November 9, 2009
Resolution No. 09-329	Č	
Director		
	Resolution No. <u>09-329</u>	Resolution No. <u>09-329</u>

SUBJECT/TITLE

Council consideration of a resolution accepting the bid of Taylor Excavating in the amount of \$366,935.00 for the CBPW Operations Facility-Site Preparations-Project I. Project #FY11-22.

BACKGROUND/DISCUSSION

On November 3, 2009, bids were received in the office of the City Clerk as followed:

\$366,935.00
\$397,389.00
\$598,385.00
\$643,680.00
\$775,376.00
\$669,625.00

- Recently the State of Iowa initiated the IJOBS program. It is a multipart program funded by \$830 million over three years. The program intent is to assist the state in recovery from natural disasters in 2008 and to create or preserve jobs.
- The city has been successful in obtaining an IJOBS grant in the amount of \$3,869,000.
- The grant provides for construction of a 37,400 SF joint operations center housing Council Bluffs Public Works Street, Sewer, and Traffic Maintenance personnel and equipment. The facility would be located on a parcel of ground the city has previously purchased to accommodate the eventual relocation of all public works divisions to a central location. The proposed building will house 65 employees and 60 major pieces of equipment. In the spring of 2009 a new \$5 million Fleet Maintenance Facility was located on this site. Total cost of the project is \$7,738,000.
- To fast track the construction, a site preparation contract is proposed. The work consists of removal of existing rubble fill at the site located at 10th Avenue and 10th Street. Rubble fill will be removed under proposed parking lots and buildings, and will be replaced with clean fill. Building pads will also be surcharged so that they are ready for spring construction.
- Estimated cost of the site preparation is \$535,000. 50% will be funded by IJOBS and the city match will be funded with G. O. Bonds, gaming funds, road use tax funds, and sewer funds.
- Project schedule provides for a public hearing on October 12, 2009, November 3, 2009, letting and November 9, 2009 contract award.

	RECOMMENDATION	
Approval of this resolution.		

RESOLUTION NO <u>09-329</u>

RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AN AGREEMENT WITH TAYLOR EXCAVATING FOR THE CBPW OPERATIONS FACILITY-SITE PREPARATION- PROJECT I FY11-22

WHEREAS, the plans, specifications, and form of contract for the CBPW Operations Facility-Site Preparation-Project I are on file in the office of the City Clerk; and

WHEREAS, a Notice of Public Hearing was published, as required by law, and a public hearing was held on October 12, 2009 and the plans, specifications and form of contract were

approved; and

WHEREAS, Taylor Excavating has submitted a low bid in the

amount of \$366,935.00 for this contract.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF COUNCIL BLUFFS, IOWA

That the bid of Taylor Excavating in the amount of \$366,935.00 is hereby accepted as the lowest and best bid received for said work; and

BE IT FURTHER RESOLVED

That the City Council does hereby award the contract in connection with the CBPW Operations Facility-Site Preparation-Project I; and

BE IT FURTHER RESOLVED

That the Mayor and City Clerk are hereby authorized, empowered, and directed to execute an agreement with \$366,935.00 for and on behalf of the City of Council Bluffs, upon approval by the City Attorney of the certificate of insurance and payment and performance bonds as required by the contract specifications.

	ADOPTED AND APPROVED	November 9, 2009
		Thomas P. Hanafan, Mayor
ATTEST:		Marcia L. Worden, City Clerk

Council Communication

Department: Parks, Recreation and Public Property	Ordinance No.		
Case/Project No.	Resolution No.	<u>09-327</u>	Date: November 9, 2009
Applicant: Larry N. Foster			·

Subject/Title

For City Council consideration is a resolution authorizing the Mayor to enter into an Agreement with Bahr Vermeer Haecker Architects (BVH Architects) to provide professional services related to the design, engineering, public bidding and contract administration elements associated with the HVAC and Energy Efficiency Upgrade project within the Community Hall/Central Fire Station, City Hall and the Public Library.

Background/Discussion

On May 11, 2009, the City Council authorized the Department of Parks, Recreation and Public Property to submit an application for an Energy Efficiency and Conservation Program (EECF) grant. As a prerequisite to preparing this application, the Department conducted an Energy Audit of City Hall, the Community Hall/Central Fire Station and the Public Library utilizing the services of a Nexus professional consultant to MidAmerican Energy and Alvine & Associates, a mechanical/electrical firm retained by the City to coordinate and supplement the Nexus's work.

Following the completion of the Energy Audit, the Department submitted an EECP grant which included the following items:

- Temperature Control System Replacement Central Fire Station/Community Hall
- Boiler Replacement Central Fire Station
- Unit Ventilator Replacement Central Fire Station
- Air Distribution System Upgrade Community Hall
- Variable Frequency Control Library
- Demand Type Temperature Control Library
- Space Sensor Control Library
- Window Replacement City Hall

The City has now been notified that its grant request, in the amount of \$571,500.00, has been approved.

In anticipation of this approval, representatives were appointed from the four departments most impacted by the project, to serve on a Committee to select a Design/Engineering firm, should the grant be approved. The committee solicited Request for Qualifications from four firms, BVH Architects, BCDM Architects, HGM, and RDG Architects. The submitted proposals were reviewed and evaluated by this group. BVH was selected as the most qualified, a contract for services was thereafter finalized and this firm is being recommended to the City Council. Should the City Council approve this resolution, BVH, and its sub-consultants will provide the services as outlined in the attached agreement which will include:

Meetings with staff and others as required

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- Preparation and Distribution of Contract Documents/Plans and Specifications
- Pre-construction conferences
- Pay applications and Shop Drawing reviews and action
- Documentation of Federal Wage Rates
- Preparation of Change Orders/Charge Directives
- Contract Administration including site visits, punch list and other services

Additionally, the resolution also authorizes the Mayor's authority to enter into an Amendment to the Contract to allow BVH to provide additional services associated with a currently pending supplemental grant which also provides for energy improvements to Community Hall.

For the services outlined above and more specifically detailed in the contract documents incorporated into this resolution, BVH shall be paid a lump sum fee of \$64,170.00, further for services associated with the required wage determination/verification and the additional grant submittals, Honey Creek Resources and BVH shall be paid, on an hourly basis, with a total not-to-exceed amount of \$17,450.00. Should the supplemental grant be approved, BVH shall be compensated, for providing the required engineering/design services required by the supplemental grant, in the lump sum fee amount of \$16,020.00. Reimbursable expenses shall be in addition to the above fees.

Funding for this entire project, which includes the cost associated with the engineering/design fees detailed herein shall be paid for from the following:

- EECP Grant \$571,500.00
- MidAmerican Energy Grant \$5,000.00
- City In-Kind Labor- \$19,500
- 08-09 CIP Project 09-04-BF (City Hall Windows) \$216,260

Recommendation

I recommend the adoption of this resolution authorizing the Mayor to enter into an agreement with BVH to provide the necessary design, engineering and construction management services associated with the recently awarded EECP grant.

Larry N. Foster	-	Thomas P. Hanafan	PARTITION TO THE RESIDENCE OF THE PARTITION OF THE PARTIT

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RESOLUTION NO. 09-327

RESOLUTION AUTHORIZING AND DIRECTING THE MAYOR AND CITY CLERK TO EXECUTE AN AGREEMENT WITH BAHR VERMEER HAECKER ARCHITECTS, FOR PROFESSIONAL SERVICES RELATED TO THE DESIGN, ENGINEERING, PUBLIC BIDDING, AND CONTRACT ADMINISTRATION ELEMENTS ASSOCIATED WITH THE HVAC AND ENERGY EFFICIENCY UPGRADE PROJECT WITHIN THE COMMUNITY HALL/CENTRAL FIRE STATION, CITY HALL AND THE PUBLIC LIBRARY.

WHEREAS, the City has been notified that its application for an Energy Efficiency and Conservation Program grant for \$571,500.00 has been approved; and

WHEREAS, an agreement with Bahr Vermeer Haecker Architects to provide professional services for the energy efficiency upgrade project has been prepared; and

WHEREAS, the City Council has been advised and deems approval of said agreement to be in the best interest of the City of Council Bluffs.

NOW, THERFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF COUNCIL BLUFFS, IOWA

That the Mayor and City Clerk are hereby authorized and directed to execute an agreement with Bahr Vermeer Haecker Architects for professional services associated with the recently awarded Energy Efficiency and Conservation Program grant.

ADOPTE AND	SD	
APPROV	ED	November 9, 2009
	Thomas P. Hanafan	Mayor
Attest:		
	Marcia L. Worden	City Clerl

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COUNCIL COMMUNICATION

Department: Public Works Ordinance No. First Reading November 9, 2009

Case/Project No.: FY10-16 Resolution No.09-326

Applicant: Greg Reeder, Public Works Director

SUBJECT/TITLE

Council consideration of a resolution accepting the bid of Chester Bross Construction Co./C. B. Equipment, Inc. in the amount of \$492,346.45 for the So. 35th Street Restoration. Project #FY10-16.

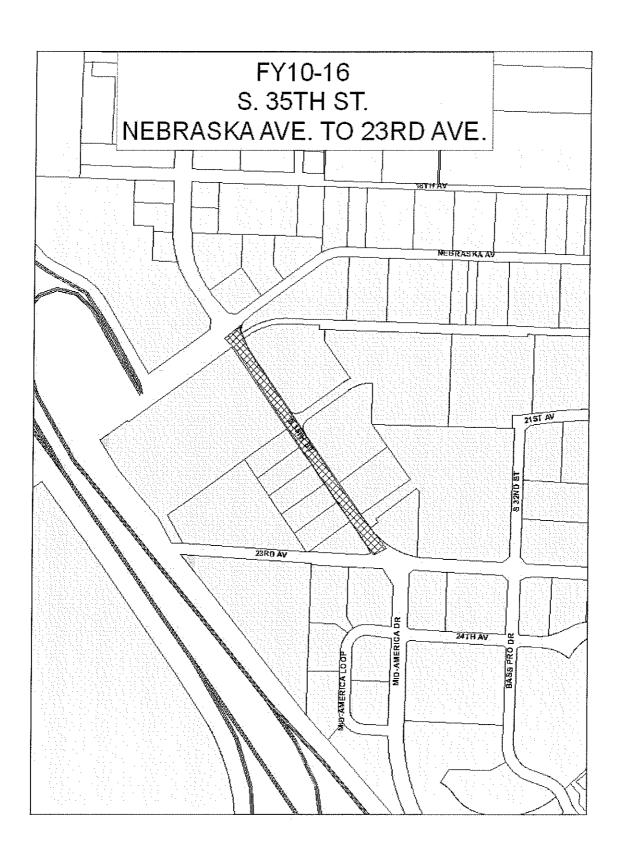
BACKGROUND/DISCUSSION

• On October 20, 2009, bids were received in the office of the Iowa Department of Transportation as followed:

Chester Bross Construction Co./C.B.Equipment, Inc. \$492,346.45
Iowa Erosion Control, Inc. \$578,885.98
Interstate Improvement, Inc. \$588,641.45
Engineer's Estimate \$482,000.00

- So. 35th Street between Nebraska Avenue and 23th Avenue was constructed in 1987.
- Present day average annual daily traffic (AADT) volume is approximately 16,000 vehicles.
- The roadway is four lane divided, Portland cement concrete.
- This section of So. 35th Street is on the direct connection between I-29 and the MAC/Bass Pro/Casino complex area which is experiencing continued development with other service orientated businesses.
- The roadway is showing signs of isolated distress and is in need of some panel replacement, crack routing and sealing. This project will replace panels, seal the cracks, diamond grind for smoothness, and install dowel bars between panels. These improvements will provide an additional 15 to 20 years of service life to the pavement.
- The project will be phased to maintain one lane of traffic in each direction during construction.
- The project would be funded with the American Recovery and Reinvestment Act of 2009 funds. The cost of engineering will be a local expense to be paid for from sales tax.
- The project letting will be through IDOT with the city as the contract authority.
- This project will be added as project FY10-16 in the CIP and will be constructed in the fall of 2009.

	RECOMMENDATION	
Approval of this resolution.		



RESOLUTION NO 09-326

RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AN AGREEMENT WITH CHESTER BROSS CONSTRUCTION CO./C. B. EQUIPMENT, INC. FOR THE SO. 35TH STREET RESTORATION FY10-16

WHEREAS,

the plans, specifications, and form of contract for the

So. 35th Street Restoration are on file in the office of the

Iowa Department of Transportation; and

WHEREAS,

a Notice of Public Hearing was published, as required by law, and a public hearing was held on June 22, 2009 and the plans, specifications and form of contract were

approved; and

WHEREAS,

Chester Bross Construction Co./C.B. Equipment, Inc. has

submitted a low bid in the amount of \$492,346.45 for this contract.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF COUNCIL BLUFFS, IOWA

That the bid of Chester Bross Construction Co./C.B. Equipment, Inc. in the amount of \$492,346.45 is hereby accepted as the lowest and best bid received for said work; and

BE IT FURTHER RESOLVED

That the City Council does hereby award the contract in connection with the So. 35th Street Restoration; and

BE IT FURTHER RESOLVED

That the Mayor and City Clerk are hereby authorized, empowered, and directed to execute an agreement with Chester Bross Construction Co./C.B. Equipment, Inc. for and on behalf of the City of Council Bluffs, upon approval by the City Attorney of the certificate of insurance and payment and performance bonds as required by the contract specifications.

ADOPTED AND APPROVED

November 9, 2009

	Thomas P. Hanafan,	Mayor
ATTEST:		
	Marcia L. Worden,	City Clerk

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Council Communication

Department: Finance	Ordinance No.		
Case/Project No.	Resolution No.	<u>09-330</u>	Council Action: <u>11/9/2009</u>
Applicant: Art Hill			
	Subjec	t/Title	
2009 Garbage, Sewer, and	Water Liens		
	Background		
County Treasurer to certify serviced by the city refuse of various properties serviced against various properties services.	an amount of approximate collections service, an amount by the sewer system and a serviced by the water system and a delinquent	ely \$550,748.00 punt of approximan amount of appm. All accounts	pared authorizing the Pottawattamie as liens against various properties nately \$9,335.00 as liens against proximately \$12,924.00 as liens to be liened are in excess of ninety to the time of delivery to the County
	Recomme	endation	
That the City Clerk apply lie water on the appropriate acc		County Treasure	r for unpaid garbage, sewer, and
	WWW.000.00 - 1		
Department Head	Mayor	Signature	

Resolution 09-330

AUTHORIZING THE CITY CLERK TO CERTIFY TO THE POTTAWATTAMIE COUNTY TREASURER THE 2009 WATER, SEWER, AND REFUSE COLLECTION LIEN SCHEDULE FOR NONPAYMENT OF RESIDENTIAL REFUSE COLLECTION CHARGES, NONPAYMENT OF SEWER RENTAL FEES, AND THE NONPAYMENT OF WATER FEES.

WHEREAS, the City of Council Bluffs, Iowa has established a municipal system for the collection of residential refuse in the City of Council Bluffs, Iowa and has established a schedule of rates thereof, and;

WHEREAS, the City of Council Bluffs, Iowa has established a municipal system for the treatment of water and sewage in the City of Council Bluffs, Iowa and has established a schedule of rates thereof, and

WHEREAS, Section 384.84 of the 2007 Code of Iowa provides that all rates or charges for the above named services, if not paid as provided by ordinance, shall constitute a lien upon the premises served by such service, and same may be certified to the County Treasurer and collected in the same manner as taxes, and;

WHEREAS, the premises listed on the 2009 Water, Sewer and Refuse Collection Lien Schedule on file with the Sanitation Billing Office and by this reference made a part hereof, have failed to pay the rates and charges heretofore established for service to said premises pursuant to said ordinances, and;

WHEREAS, it is in the best interest of the City of Council Bluffs, lowa, to cause said unpaid rates and charges to be certified to the Pottawattamie County Treasurer and collected in the same manner as taxes:

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF COUNCIL BLUFFS, IOWA:

That the premises and charges identified against same on the 2009 Water, Sewer and Refuse Collection Lien Schedule for nonpayment of residential refuse collection charges in the amount of approximately \$ 550,748.00, nonpayment of sewer rental fees in the amount of approximately \$ 9,335.00, and the nonpayment of water fees in the amount of approximately \$.12,924.00 is hereby approved, and the City Clerk is hereby authorized, empowered and directed to certify said 2009 Water, Sewer, and Refuse Collection Lien Schedule to the Pottawattamie County Treasurer to be collected in the same manner as taxes. The Director of Finance is hereby authorized, empowered and directed to make the necessary adjustments to the accounts for payments received prior to the delivery of said liens to the Pottawattamie County Treasurer.

ADOPTED AND APPROVED:		November 9, 2009
	Thomas P. Ha	nafan, Mayor
Attest:		
	Marcia L. Wor	den, City Clerk

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COUNCIL COMMUNICATION

Department: Public Works Ordinance No. First Reading November 9, 2009

Case/Project No.: PW11-22 Resolution No.09-331

Applicant: Greg Reeder, Public Works Director

SUBJECT/TITLE

Consideration of a resolution authorizing the Mayor to execute an agreement with the Iowa JOBS Program for a grant in the amount of \$3,869,000 for the Public Works Operation Facility. Project # PW11-22.

BACKGROUND/DISCUSSION

- The city has been successful in obtaining an IJOBS grant in the amount of \$3,869,000.
- Recently the State of Iowa initiated the IJOBS program. It is a multipart program funded by \$830 million over three years. The program intent is to assist the state in recovery from natural disasters in 2008 and to create or preserve jobs.
- IJOBS has several different components:
 - \$300 million for legislative directed public infrastructure
 - \$115 million for Transportation (Council Bluffs will receive \$600,000)
 - \$ 80 million for Environment and Water Quality
 - \$ 35 million for Housing
 - \$ 35 million for Technology and Alternative Energy
 - \$265 million for Disaster Recovery
- Disaster Recovery Funds are allocated as:
 - \$100 million for University of Iowa
 - \$46.5 million for Linn County, Cedar Rapids and fire stations in Palo, Elkader and Charles City \$118.5 in Local Infrastructure Program for competitive grants to be awarded to cities, counties, and non profits across the state.
- The Local Infrastructure Program awards funding on a competitive basis through grant applications. Basis for award include five equally weighted criteria.
 - Job creation
 - o Financial feasibility
 - o Sustainability and energy efficiency
 - o Benefits for disaster recovery
 - Readiness to proceed
- Projects eligible are related to:
 - o Disaster rebuilding
 - o Reconstruction and replacement of local public buildings
 - o Flood control and flood protection
 - o Future flood prevention

A 1

- The program funds up to 75% of a project for replacing or rebuilding existing disaster related damaged property or 50% of total cost for all other projects.
- A Notice of Intent to submit an application for the construction of a new Public Works Operations Facility was submitted July 14. The full application for a grant was submitted August 3. The city has been notified the grant was approved.
- The proposed project provides for construction of a 37,400 SF joint operations center housing Council Bluffs Public Works Street, Sewer, and Traffic Maintenance personnel and equipment. The facility would be located on a parcel of ground the city has previously purchased to accommodate the eventual relocation of all public works divisions to a central location. The proposed building will house 65 employees and 60 major pieces of equipment. In the spring of 2009 a new \$5 million Fleet Maintenance Facility was located on this site.
- Currently the city has three separate sites housing Public Works streets, sewers, and traffic
 operations. One site is immediately adjacent to Indian Creek and is highly vulnerable to
 flooding. All facilities are in poor condition, undersized, and inadequate to meet the needs of the
 operation.
- In the event of a disaster, Public Works operations is required to play a critical role in response and recovery efforts. A facility which provides for efficient and effective operations will greatly enhance disaster response.
- The project cost is estimated at \$7,738,000. The project would be funded 50% by \$3,869,000 IJOBS grant and 50% local funds:

\$	589,000	Street Division Depreciation Funds
\$	800,000	Street Division Operating Funds
\$1	,500,000	Sewer Division Depreciation Funds
\$	700,000	General Obligation Bonds
\$	275,000	City General Funds (Gaming)

• The site grading will be performed this winter and building construction will start Spring 2010. Final completion is anticipated early Summer 2011.

RECOMMENDATION

Approval of this resolution.

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RESOLUTION NO <u>09-331</u>

RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AN AGREEMENT WITH IOWA JOBS PROGRAM FOR A GRANT IN THE AMOUNT OF \$3,869,000 IN CONNECTION WITH PUBLIC WORKS OPERATION FACILITY PW 11-22

WHEREAS,	•	the city wishes to make improvements known as the Public Works Operation Facility, within the city, as therein described; and		
WHEREAS,	Iowa Jobs Program has submitted to provide a grant in the amount of the work necessary for said impro	of \$3,869,000 for		
WHEREAS,	the city council deems approval o in the best interest of the City of C			
•	m for a grant in the amount of \$3,869,0	INCIL FFS, IOWA d directed to execute an agreement with		
•	ADOPTED AND APPROVED	November 9, 2009		
	Tho	omas P. Hanafan, Mayor		
	ATTEST:			

_

Marcia L. Worden, City Clerk

RETURN TO:

CITY OF COUNCIL BLUFFS, IOWA

ATTN: CITY LEGAL DEPARTMENT OR CITY CLERK 209 PEARL STREET COUNCL BLUFFS, IA 51503

CITY CLAIM NO.	
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NOTICE OF CLAIM/LOSS ADDRESS: DATE & TIME OF LOSS/ACCIDENT: LOCATION OF LOSS/ACCIDENT: DESCRIPTION OF LOSS/ACCIDENT: (USE BACK OF FORM, IF NECESSARY) TOTAL DAMAGES CLAIMED: \$ 1/6 (/ WITNESS(ES) (Name(s), Address(es), Phone No(s). WAS POLICE REPORT FILED _____YES ____ IF MEDICAL ATTENTION WAS REQUIRED, PLEASE PROVIDE NAME, ADDRESS, AND TELEPHONE NO. OF TREATING PHESICIAN AND FACILITY: HAVE YOU RESUMED NORMAL ACTIVITIES? IF YOU INCURRED PROPERTY DAMAGE, PLEASE DESCRIBE AND PROVIDE COPIES OF ESTIMATES, INVOICES, PHOTOGRAPHS, AND ANY LIST INSURANCE PROVIDER AND COVERAGE: I HEREBY CERTIFY UNDER PENALTY OF PERJURY THAT THE ABOVE INFORMATION IN SUPPORT OF MY CLAIM IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE. NOTE: IT IS A FRAUDULENT PRACTICE PUNISHABLE BY FINE OR IMPRISONMENT TO KNOWINGLY MAKE A FALSE CLAIM (SECTION 714.8(3) CODE OF IOWA)

7.A.

Council Communication

	Counch Communi	Cation
Department: Finance	Ordinance No.: N/A	
Director: Art Hill		Council Action: 11/9/09
	Resolution No.: <u>09 -</u>	
	Subject/Titl	e
City Financial Report, Fiscal Ye	ar Ending, June 30, 2009.	
	Background/Disc	ussion
Background		
The annual report was prepared	I using the cash basis of acc	ounting and is a requirement of Iowa Statutes.
The report must be filed with	the State Auditor no later	than December 1, 2009. Additionally, the
certified annual report will have	e been published in The Dail	ly Nonpareil on November 1, 2009.
Discussion	_	
	of the report are to disclose a	whether the expenditures of the City were within
		gations of the City are within the constitutional
debt limits.	inscresse whether the debt obli	gations of the City are within the constitutional
deot inmis.		
Reported expenditures for the C	ity's Fiscal Year ending Jun	e 30, 2009, were under the levels established in
• •	•	ral obligation bonds at June 30, 2009 were well
under constitutional debt limit.	tudition, debt levels for gener	tar congation bonds at suite 50, 2005 were wen
Once the document has been rec	eived and filed by the City Co	ouncil, a copy of the report will be filed with the
State Auditor.		, and the same transfer of the
	Staff Recommends	ation
The Finance Director recommend		ne Certified Annual Report, Fiscal Year ending
June 30, 2009.		F,
•		
Art Hill, Finance Director		Thomas P. Hanafan, Mayor
		 , ,

COUNCIL BLUFFS, IA 51503

(Please correct any error in name, address, and ZIP Code)

CITY OF COUNCIL BLUFFS , IOWA

WHEN COMPLETED, PLEASE RETURN TO David A. Vaudt, CPA Auditor of State State Capitol Building Des Moines, IA 50319-0004

NOTE - The information supplied in this report will be shared by the lowa State Auditor's Office, the U.S. Bureau of the Census, various public interest groups, and State and federal agencies.

	ALL FU	NDS		
Item Description	Governmental (a)	Proprietary (b)	Total actual (c)	Budget (d)
Revenue and Other Financing Sources				
Taxes levied Property tax	33,858,016		33,858,016	33960016
Less: Uncollected property taxes-levy year	583,427		583,427	
Net current property taxes	33,274,589		33,274,589	33,630,72
Delinquent property taxes	52,937		52,937	91,500
TIF revenues	5,023,884		5,023,884	3,834,000
Other city taxes	13,744,070	4,957,204	18,701,274	18,839,12
Licenses and permits	3,323,388	0	3,323,388	3,146,656
Use of money and property	1,426,779	68,203	1,494,982	2,988,240
Intergovernmetal	10,860,780	487,899	11,348,679	13,411,660
Charges for fees and service	3,554,191	9,152,201	12,706,392	13,628,618
Special assessments	220,911	0	220,911	203,000
Miscellaneous	6,733,849	907,672	7,641,521	3,658,300
Other financing sources	35,374,178	726,223	36,100,401	28,463,634
Total revenues and other sources	113,589,556	16,299,402	129,888,958	121,895,445
Expenditures and Other Financing Uses			(1994) (1994)	energenen ger
Public safety	25,250,127	o	25,250,127	25,627,454
Public works	7,662,052	o	7,662,052	7,824,826
Health and social services	517,403	o	517,403	
Culture and recreation	7,118,523	0	7,118,523	7,156,794
Community and economic development	5,136,250	0	5,136,250	
General government	8,875,711	0	8,875,711	11,500,272
Debt service	14,903,811	0	14,903,811	14,960,984
Capital projects	20,244,424	0	20,244,424	22,029,000
Total government activities				
expenditures	89,708,301	0	89,708,301	96,661,130
Business type / enterprises	0	11,271,507	11,271,507	13,942,015
Total ALL expenditures	89,708,301	11,271,507	100,979,808	110,603,145
Other financing uses, including transfers out	24,437,734	1,966,182	26,403,916	18,802,634
Total ALL expenditures/And other		1,000,100		
financing sources	114,146,035	13,237,689	127,383,724	129,405,779
Excess revenues and other sources over (Under) Expenditures/And other	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	10,207,000	721,5003,721	120,100,1
financing uses	-556,479	3,061,713	2,505,234	-7,510,334
Beginning fund balance July 1, 2008	37,617,437	4,587,349	42,204,786	26,542,656
Ending fund balance June 30, 2009	37,060,958	7,649,062	44,710,020	19,032,322
Note - These balances do not include \$ held in Pension Trust Funds; \$ held in agency funds which were not budg	2,321,398 geted and are not available fo	held in non-budgeted int held in Private Purpose or city operations.		0 20,000
Indebtedness at June 30, 2009	Amount - Omit cents	Indebtedness at	June 30, 2009	Amount - Omit cents
General obligation debt	\$ 55.845.000	Other long-term debt	·	\$ 0
Revenue debt		Short-term debt		\$ 0
TF Revenue debt	\$ 28,482,268			
		General obligation debt	limit	\$ 221,438,807
	CERTIFICATION			

REVENUES AND OTHER FINANCING SOURCES FOR YEAR ENDED	INANCING SOURCES	FOR YEAR ENDED	CITY OF	COUNCIL BLUFFS	UFFS	Indicate	GAAP by placing an X	GAAP X in the appropriate box on this	X NON-GA te box on this
Item description	General	Special revenue	TIF Special revenue	Debt service	Capital projects	Permanent Fund	Total current governmental (Sum of cols.	Proprietary	Code
	(a)	(p)	(0)	(p)	(e)	(£)	(a) through (f)) (g)	(l)	
S									
roperty	17,713,122	9,307,715		6,837,179			33,858,016		
property taxes — Levy year	377,075	187,849		18,503			583,427		
rty taxes	17,336,047	9,119,866	0	6,818,676	0	0	33,274,589		T0.1
ty taxes	22,354	22,363		8,220			52,937		101
y tax	17,358,401	9,142,229		6,826,896	0	0	33,327,526		
		The state of the s	5,023,884				5,023,884		T01
ement Excise Tax	1,748,166	909,416		640,294			3,297,876		T15
x (Chapter 364.2, Code of lowa)	700						0		T15
IBX	72,284						72,284		C30
	4,199,318			the state of the s			4,199,318		C30
	2 2 R3 73 K						0		T19
taxes &	2,200,100	2 010 957					2,263,735		
D CITY TAXES	0 200 0	4 000 070		0000			3,910,857	4,957,2	,204 T09
NOTE AND DEDMITE	0,203,303	4,020,47		040,294	0	0	13,744,070	4,957,204	
OF MONEY AND PROPERTY	3,261,333	42,035					3,323,388		T29
OT MONET AND PROPERTY	744 000	100 11	0070			Leanning of the second of the			
30	711,230		2,400	53,736	1		782,064	65,768	- 1
	0,000		000,200		00/'/	***************************************	643,913		2,435 U40
us use of money and property	200						802		U20
EY AND PROPERTY	715,685	14,624	635,034	53,736	2,700	0	1.426.779	68 203	03
						A CONTRACTOR OF THE PARTY OF TH			
RGOVERNMENTAL									
d reimbursements									
Angella de la companya de la company	371,745	1,781,834			1,560,352		3,713,931	327,869	69 B89
opment block grants							0		1_
n development							0		B50
grants							0		B79
taxes							0		B30
	17 E FEO	700 700					0		
grants and reimbursements	3/1,745	1,781,834	0	0	1,560,352	0	3,713,931	327,869	691
The state of the s					Sept. Commence of the sept.				
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ANCING SOURCES FOR YEAR ENDED JUNE 30, 2001 — COntinued	— Continued		CITY OF	COUNCIL BLUFFS	UFFS		GAAP	X
Item description	General (a)	Special revenue	TIF Special revenue	Debt service	Capital projects	Permanent Fund	Total current governmental (Sum of cols. (a) through (f))	Proprietary Cc
/ERNMENTAL — Continued		5,091,105					5,091,105	
nsportation ural Resources pnomic Development	97,100	530,788	55,303	1	549,686		702,089 246,700 0 530,788	160,030
							0 0 0	Ö
ursements	343,800	5,621,893	66,303	0	549,686	0	6,570,68	160,030
	133,519		192,560				192,560 133,519 0	ÖÖÖ
and reimbursements RNMENTAL (Sum of lines 33, 60, and 70)	383,607 1,099,152	7,403,727	192,560	0	2,110,038	0	250,088 0 0 0 576,167 10,860,780	Di 0 487,899
	213,114						213,114 0 0 0 0 0	5,276,142 At At At 3,876,059 At At

FINANCING SOURCES FOR YEAR ENDED JUNE 30, 2009 — Continued	NDED JUNE 30, 20		CITY OF	COUNCIL BLUFFS	UFFS		_] GAAP		XNC
em description	General	Special revenue Speci	TIF Special revenue	Debt service	Capital projects	Permanent Fund	Total current governmental (Sum of cols.	Proprietary	ŏ
EOD SEBVICE	(a)	(q)	(0)	(p)	(e)	(J)	(a) through (f)) (g) (g)	(h)	
S FOR SERVICE — Continued	140 574								
**************************************	170,041						140,571		٨
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- Angeles (Allen and Angeles a		- Marine							4
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- Allenton									1
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	538,190	48					538,238		
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	1.055.934						117,185		<u> </u>
air charges							4000,000,1		<
renewal charges							0 0		۲۵
nal fees							C		۲
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d cultural charges	974,890	4,404					979,294		<
Sec	95,951						95,951		⋖
y local y	342,350	435,17					413,904		Ц
- TANAPANA							0		
FOR SERVICE	3,478,385	75,806	0	0	0	0	3,554,191	9,152,201	
									1
ASSESSMENTS		220,911					220,911		
ANEOUS			The second secon						
7 (1)	11,499	271,663			4		283,162	2	
tax refunds							0	18,840	
erchandise	222,866	96,752					319,618	401,977	,
	610,589						610,589		
Specific		000,000				THE PARTY OF THE P	250,000		
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opto	000				100		1,118,407		
	53 005	38 280			1,087,507		2,099,552		
- TO THE PROPERTY OF THE PROPE	20,000				1,131		92,396	30,663	
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		80,952			357,285		444,237	5,436	
SICOIN	4 075 100								1
	067,070,1	2,000,434	062,2	o	2,847,367	0	6,733,849	907,672	

FINANCING SOURCES FOR YEAR ENDED JUNE 30, 2009 — Continued	JUNE 30, 2009 — Continued		СІТУ ОF	COUNCIL BLUFFS	UFFS		GAAP	X	Ų Ž
ltem description	General	Special revenue	TIF Special revenue	Debt service	Capital projects	Permanent Fund	Total current governmental (Sum of cols.	Proprietary	ŏ
	(a)	(p)	(c)	(p)	(e)	()	(a) (iiiougn (ii)) (a)	Œ	
NUES (Sum of lines 6, 7, 15,16, nd 120)	35,292,277	24,528,039	5,909,031	7,520,926	4,965,105	0	78,215,378	15,573,179	
NANCING SOURCES									1
set sales	141,269						141 269	30 003	-
debt (Exicuding TIF internal Borrowing)				2,429,643	7,093,350		9,522,993	77,70	- -
y warrants of otner short-term debt and interfund loans	11,459,413	737.720		1 364 250	0 231 564	0 7	0 202 00	000	
nsfer In	36,256		787,457	2,083,220	9,221		2,916,154	000,4%0	1
7.77.400.00	- 1100						0		
VANCING SOURCES	11,636,938	737,720	787,457	5,877,113	16.334.135	815	35 374 178	706 903	
S except for beginning balances and 131)	46.929.215	25.265.759	6 696 488	13 308 030	21 200 240	200	0 00 77	0.000	-
				200,000	017,007,17	010	000,800,011	10,289,402	
e July 1, 2008	8,187,861	11,174,496	937,926	1,118,947	16,139,102	59,105	37,617,437	4,587,349	1
∢									
s (Sum of lines 132 and 134)	55,117,076	36,440,255	7,634,414	14,516,986	37,438,342	59,920	151,206,993	20,886,751	ſ
- PARAMATAN - PARA			777444						ſ
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OTHER FINANCING USES FOR FISCAL YEAR ENDED JUNE 30, 2009	EAR ENDED JUI	NE 30, 2009		CITY OF	COUNCIL BLUFFS] Баар	Ľ	NO X
Item description	General	Special revenue	TIF Special revenue	Debt service	Capital projects	Permanent Fund	Total current governmental (Sum of cols.	Proprietary	ပိ
A STATE OF THE STA	(a)	(p)	(0)	(b)	(e)	(t)	(a) through (f)) (g)	€	
AFETY	000 011 01								_
prevention — Current operation	12,512,832	271,729					12,784,561		Ш
na equipment	1,158						7,158		Ō
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nd equipment							0	with the second	щē
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nt — Current operation	5,857						5,857		- Di
nd equipment							0		ijÖ
operation	66,430						66,430		ĮΨ
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ent operation	8 756 501	245 752					0		ŭ
nd equipment	20,30,30	20,105					9,002,343		ijļ
							20,870		σľ
peration	1,818,400				- Programmer		1 818 400		1
nd equipment							0		ن إن
Surrent operation	604,296						604,296		Ĭ
nd equipment	2,048						2,048		Θ
THE PROPERTY OF THE PROPERTY O							0		Ţ
services — Current operation	464,000						464,000		ŭ
na equipment	30,000		-				30,000		Ő
i collection	777 777			- And Addition of the control of the			0		ŭ
n operation	444, 104						444,164		Ш
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urrent operation					-				ŭ l
nd equipment								W. C.	ήĊ
	In the terms of the control of the								5
AFETY	24,732,646	517,481	0	0	0	0	25,250,127	0	
					The second secon	the same of the party of the same of the s			

D OTHER FINANCING USES FOR FISCAL YEAR ENDED JUNE 30, 2009 — Continued	FAR ENDED JI	JNE 30, 2009 — Continued		CITY OF	COUNCIL BLUFFS		GAAP	×	No X
Item description	General	Special revenue	Specia	Debt service	Capital projects	Permanent Fund	Total current governmental (Sum of cols. (a) through (f))	Proprietary	ပိ
VORKS	(a)	(a)	(0)	(p)	(e)	(£)	(a)	(h)	
ks — Current operation		2,795,616					2 795 616		ŋ
nd equipment		926'09					60.976		ع إد
	007	55,901					55,901		
reet — Current operation	84,102						84,102		Ш
			111111111111111111111111111111111111111	77475			0		Ō
		592,279					0 502 270		ŭ li
Current operation		800,227			-		800 227		ը ո
nd equipment		6,590					6.590		ن ارت
							0		ناز
nt operation		404,681					404,681		<u> </u> û
ria equipment		1 0 0					0		Ō
Current operation		360,598					360,598		Й
nd equipment		4,789					4,789		Ø
optopologies and the second to		7			P. William Print, I		0		ŭ
or order		36,149			-		58,149		ш
id equiplicant							0		Ö
negy — Current operation					77.00		0		Ш
ne equipment							0		Ō
oriton (parallel						- Company	0		正
prise) — Current Operation				7.072			0		Ш
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urrent oneration	1 460 334	700 170					0		ũ
nd equipment	00,004,	3 5 2 2					2,434,558		ũ
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ORKS	1.544.433	6 117 619	U				7 689 089		

) OTHER FINANCING USES FOR FISCAL YEAR ENDED JUNE 30, 2009 — Continued	EAR ENDED JL	JNE 30, 2009 — Continued		CITY OF	COUNCIL BLUFFS		GAAP		NO X
Item description	General	Special revenue S	TIF Special revenue	Debt service	Capital projects	Permanent Fund	Total current governmental (Sum of cols.	Proprietary	ပြ
AND COOM OF BUILDING	(a)	(p)	(0)	(p)	(e)	(4)	(a) through (t)) (g)	(h)	
AND SOCIAL SERVICES									
al dir Operation							0		Ш
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nd equipment							0		النا
The state of the s									نارد
pitals — Current operation									<u> </u>
spection — Current operation	509,056	3,405					512.461		jμ
nd equipment	4,942						4,942		ijÖ
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o control — Current operation							0		ш
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ND SOCIAL SERVICES	513 008	3 405							
	010,880	•	0		0	0	517,403	0	

D OTHER FINANCING USES FOR FISCAL YEAR ENDED JUNE 30, 2009 — Continued	EAR ENDED JU	INE 30, 2009 — Continued		CITY OF	COUNCIL BLUFFS			×	N _O
Item description	General	Special revenue	TIF Special revenue	Debt service	Capital projects	Permanent Fund	Total current governmental (Sum of cols.	Proprietary	ပိ
AND RECREATION	(a)	(p)	(0)	(p)	(e)	(f)	(a) unougn (r))	(h)	
ent operation	1.664.135			A CONTRACTOR OF THE CONTRACTOR			100 7		
nd equipment	598						1,004,135		Шļ
TOTAL						The state of the s	866		Ö
Current operation	79,251						79,251		ĭ ĭ
nd equipment							0		ijŌ
nd adiilament	1,311,506						1,311,506		ū
	CS						85		Θ
peration	3,605,526	344,845		T and a			3 agn 374		ŭμ
nd equipment	56,237				The state of the s		56.237		ūĮČ
	107.07						0		تآات
or an inment	42,165						42,165		ш
torium, zoo, marina							0		Ō
ation							0		Щi
nd equipment	14,175						14 175		ŭĮĊ
The second secon							0		ĎĮŭ
AND RECREATION	6,773,678	344,845	0	0	0	0	7, 118, 523		-
ITY AND ECONOMIC DEVELOPMENT						The second secon			Ī
n — Current operation							0	- Allerton	ũ
na equipment							0		Õ
nd equipment	100,000						100,000		Œ
wal — Current operation		871 642					0		Ō
nd equipment		241,868					871,642		ŭΙĊ
THE SAMELAND IN COLUMN TO THE SAMELAND IN CO							0		تات
Current operation	382,882		- COMMAN				382,882		Ш
nd equipment	557	207.070					551		Ö
collocation development — Current operation		1,016,169	2,141,948		1,000		3,158,117		ш
ייייייייייייייייייייייייייייייייייייייי		381,190					381,190		Ō
THE PROPERTY AND ADDRESS OF THE PROPERTY ADDRESS OF THE PROPERTY AND ADDRESS OF THE PROPERTY AND ADDRESS OF THE PROPERTY AND ADDRESS OF THE PROPERTY ADDRE							0		ŭ
TY AND ECONOMIC DEVELOPMENT	483,433	2,510,869	2,141,948	0	0	0	5,136,250	0	
		TIF Rebates are expended out of the TIF Special Revenue Fund within the Community and Economic Development program's activity "Other"	IF Rebates are expended out of the TIF Special Revenue Fund within the Community and Economic Development program's activity "Other"					To the state of th	Water

OTHER FINANCING USES FOR FISCAL YEAR ENDED JUNE 30, 2009 — Continued	EAR ENDED JU	NE 30, 2009 — Continued		CITY OF	COUNCIL BLUFFS		GAAP	×	X NON-GAAP	
Item description	General	Special revenue Speci	TIF Special revenue	Debt service	Capital projects	Permanent Fund	Total current governmental (Sum of cols.	Proprietary	GF Code (8	GRAN (Sur
COVEDNIMENT	(a)	(q)	(0)	(b)	(e)	(j)	(a) till cugil (t)) (g)	(h)		3 (g)
nanager — Current operation	261.724						201			
d equipment	866				-		47/107		E29	
administration Current operation	1,639,076						1 630 076		628	
d equipment	2,892						2 803		523	
ation	0				-		0		CZZ DBG	
d equipment									080	
torney — Current operation	375,355						375.355		503 E25	
d equipment	1,149						1.149		325	
dings — Current operation	628,736						628.736		12.1 12.1	***************************************
d equipment	654						654		634	
Peration	4 OAE 5.44			1000			0		F31	
of man Current operation	1.40,040,1	000 002					1,045,541		E89	ľ
d equipment	4,578,077	808'8sc					4,919,586		E89	-
							0		G89	
GOVERNMENT	8,335,802	606'689	0	0	0	C	8 875 711			
VICE			986.089	13 917 722		The state of the s	44 000 044		l	٦'
						A CONTRACTOR OF THE PROPERTY O	0 0			-
TO PROPERTY.										
/ICE	0	C	986 089	13 917 799			14 000 044			
CAPITAL PROJECTS - Specify							1 - O'COO' + 1			Ť
Transfer de La Carte de La Car		1,458,992		William William	18,785,432	TANKE AND THE PARTY OF THE PART	20,244,424			2(
r Capital Projects	0	1,458,992	0	C	18 785 439	C	0 000 000			
AL PROJECTS — Specify							474,447,02			7
							C			
	- Amarika	***************************************	777.74			******	0			
pital Projects	0	0	0	0	C	C	0			
ROJECTS	0	1,458,992	0	0	18.785.432	0	20 244 424			ľ
ENTAL ACTIVITIES EXPENDITURES	42,383,990	11,493,120	3,128,037	13,917,722	18.785.432	0	89 708 301			į ō
, 80, 103, 139, 153, 176, 182, 193)							0000		$\frac{1}{1}$	ĕ

OTHER FINANCING USES FOR FISCAL YEAR ENDED JUNE 30, 2009 ——————————————————————————————————	CEAR ENDED JU	NE 30, 2009 — Continued		CITY OF	COUNCIL BLUFFS			X	X NON-G
Item description	General	TIF Special revenue Special revenue	TIF Special revenue	Debt service	Capital projects	Permanent Fund	Total current governmental (Sum of cols. (a) through (f))	Proprietary C	Code
TYPE ACTIVITIES	(a)	a	(0)	(p)	(e)	(J)	(6)	(h)	
nd equipment									G91
osal — Current operation nd equipment							. .	4,782,147 E	E80
tion							J J		F80
nd equipment									E92 G92
							.		F92 E93
ia equipment									G93 F03
ation nd equipment							<u>-1, , , 1 -</u>		E60
uoi							<u>LL</u>		F60
quipment							. .		G01
ent operation							. I	4 228 796	F01
nd equipment									<u>G81</u>
ation							. 	21,218	F81
nd equipment							- 11 -		G36 G36
tion	1.1						ule al		F36 E94
mandinha n									G94 F94
ephone — Current operation							LI.		E03
rent operation							. _l _		G03 F50
nd equipment							.1		G50 1250
operation									F89
nd equipment									G89 E80
							J		1 60

FORM F-66

S AND OTHER FINANCING USES FOR FISCAL YEAR ENDED JUNE 30, 2009 — Continued	AL YEAR ENDED	JUNE 30, 2009 — Continued		CITY OF	COUNCIL BLUFFS		GAAP	×	NON
Item description	General (a)	Special revenue (b)	TIF Special revenue (c)	Debt service (d)	Capital projects	Permanent Fund (f)	Total current governmental (Sum of cols. (a) through (f))	Proprietary (h)	Cod
operation ment								2,500	E8¢ F8¢
apital Projects F Capital Projects ce Funds — Specify							antama tanahan	1,920,202	***************************************
ESS TYPE ACTIVITIES								11,271,507	
IDITURES (Sum of lines 195 and 251)	42,383,990	11,493,120	3,128,037	13,917,722	18,785,432	0	89,708,301	11,271,507	
ER FINANCING USES INCLUDING									Ä
pans/repayments and transfers out	5,888,488	9,789,464	2,916,154		5,732,617		21,521,580 2,916,154	1,966,182	
R FINANCING USES DITURES AND OTHER FINANCING USES	5,999,499	9,789,464	2,916,154	0	5,732,617	0	0 24,437,734	1,966,182	
53 and 258)	48,383,489	21,282,584	6,044,191	13,917,722	24,518,049	0	114,146,035	13,237,689	I
nce June 30, 2009	6,733,587	15,157,671	1,590,223	599,264	12,920,293	59,920	37,060,958	7,649,062	
REMENTS (Sum of lines 250 and 264)	55 117 078	26 440 OEE	7 204 444	44 640 000	1				-
				002.010.41	07,450,042	ONE GO	151,206,993	20,886,751	

	Purpose	Am	nount paid to other	7									Purpose		Amount paid
			cal governments	_											to State
	Correction		5 \$ 139,74	9										L44 \$	
	Highways	_		-									All Other	LOS 2)
	Transit subsidies	_													
	Libraries			4											
	Police protection Sewerage		~~~~	-											
	Sanitation	M81		1											
	All other		9\$\$	1											
Part IV	SALARIES AND V					_									
a traje	Report here the to retirement, etc. Inc.					•	~								
	as well as salaries								id operated by you	1 gove	sininent,				
			agoo or marriolpa		,										
												Aı	mount - Omit cents		
											zøø				
	Total salaries a	na w	ages paid								\$	1	26,20	1.288	3
Part V	DEBT OUTSTAND	ING,	, ISSUED, AND RE	TIRE	:D										
			0.11.1			1			5.110.11		W 11 00 0000				
A. Long-term debt	Debt		Debt during the t	iscai y	ear	l			Debt Outsta	inding	JUNE 30, 2009				
	outstanding	\vdash		T		_		T		Π	•				Interest paid
	JULY 1,		Issued		Retired		General		TIF		Revenue		Other		this year
Purpose	2008						obligation		revenue						
	(a) 19U	29U	(b)	39U	(c)	49U	(d)	49U	(e)	49U	(f)	49U	(g)	191	(h)
1. Water utility	s	\$		39U		49U \$		\$	'	\$		\$	I	\$ \$	
,	19U	29U		39U		49U		49U		49U		49U		189	
2. Sewer utility	4011	2011						ļ				_			
3. Electric utility	19U	29U		39U		49U		49U		49U				92	
o. Liectic dunty	19U	29U		39U		49U		49U		49U		†		93	
4. Gas utility															
	19U	29U		39U		49U		49U		49U				94	
5. Transit-bus 6. Industrial	19T	24T		34T		-		44T		44T				89	
Revenue								ļ					ĺ		
7. Mortgage	19T	24T		34T				44T		44T				89	
revenue	19U	29U		0014		4014		49U		4011		4011		00	
8. TIF revenue	24,435,239		4,850,426	39U	803,397	49U		490	28,482,268	49U		49U		89	79,4
Other-Specify	19U	29U	4,000,420	39U	000,007	49U		49U		49U		49U	į,	89	7.0(1)
9. GO Bonds	57,835,000		9,600,000		11,590,000		55,845,000			<u> </u>					2,313,1
10. Lease Purchase	19U 281,824	29U	120,302	39U	148,292	49U		49U		49U		49U		89	15,4
Urban Revewal	19U	29U	120,302	39U		49U		49U		49U		49U		89	
11, Capital Note	15,727,485				558,793						15,168,691				427,2
	19U	29U	:	39U		49U		49U		49U		49U	ļt	89	
12.	19U	29U		39U		49U		49U		49U		49U		89	
13.				330		430		730		430		1430	ľ	0.5	
	19U	29U		39U		49U		49U		49U		49U	ļi	89	
14.													1		
Total long-term debt	98,279,548		14,570,728		13,100,482		55,845,000		28,482,268		15,168,691		a		2,835,3
B. Short-term debt	30,210,040	1	14,610,320		10,100,402		33,043,000	L	20,402,200	Ar	nount - Omit cen	ts	<u>∨ı</u>		2,000,0
							61V								
	Outstanding as of JU	JLY 1	l, 2008			ŀ	\$								
	Outstanding as of	JUN	E 30. 200 9				64V \$								
Part VI	DEBT LIMITATION			SATIO	ON BONDS					F	mount - Omit cents	3			
Click to visit DOM	Valuation WEBSITE. 100% V										.~				
Part VII	CASH AND INVEST		I Valuations Januar		JUNE 30, 2009		\$		4,428,7	76,74	¥/		x .05 = \$		221,438.80
1 411 411	OADII AIID IIII EI	3Y1 L 14	T ABOLTO AD OI	-	JOINE 30, 2003		Amount - Omit cen	ts							
Туре о	f asset		Bond and		Bond construction		Pension/retireme		all other funds		Total				
			interest funds		funds		funds		funds						
			(a)		(b)		(c)		(d)		(e)	_			
Cash and investr															
cash on hand, CE checking and savi															
Federal securities						1									
securities, State a															
government secur															
other securities. E real property.	xudde value or	WØ1	 	W31					W61	г	· · · · · · · · · · · · · · · · · · ·	—			
сагргорену.		\$	599,264	\$	14,516	.986	114	984	31,820	,182	47,051	1,418			
REMARKS	-										98				
REMARKS			1 599,264		14,516	-age	114	*# 0 4	31,820			1,418			

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≥ License	Applicant LC0036485, Bertha's Bar and Grill, Council Bluffs
> Privileges > Applicant	After completion click on the NEXT link to continue to the next screen, or the BACK link to return to the previous screen. The navigation links on the tep may also be used to move around the application.
Status Of Business	Name of Applicant: laws Entertainment Concepts, (sole Preprietorship, Partnership, Corporation, etc.)
 Ownership 	Name of Business (D/B/A): Sertha's Bar and Grill
➤ Criminal History	Address of Premise: 1322 north 16th street
* Premises	Address Line 2:
 General Premises 	City: Council Biolis
 Applicant Signature 	County: Pottawallamie
> Dram Cert	Zip: 51591
⇒ Local Endorse	Business Phone: (402) 250-4005 Cell / Home Phone: (402) 250-4005
> History	☐ Same Address
The first control of the control of	Mailing Address: 1200 north 28th street
	Mailing Address Line 2:
	City: Council Bluffs State: lowa
	Zip: 51501
	Contact Name: Judy Thurman
	Phone: (402) 250-4005 Email Address: acolli@cox.net
	© Prov
Phone: (856) 469-2223	Renewal Terms of Service
FAX: (515) 281-7375	CITY CLERK'S OFFICE Privacy Policy
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> License > Privileces	Applicant LE_V_23943,	Fareway Stores, Inc	. #073, Council	Bluffs
* Applicant	After completion click on the NEXT link to The navigation links on the top may also to	continue to the next screen, or the be used to move around the applic	e SACK link to return to the ration.	e previous screen.
➤ Status Of Business	Name of Applicar	to Fareway Stores, Inc		
* Ownership		J: Fareway Stores Inc #073	(Sala Propriotarship, Partners	illip, Corporation. etc.)
⇒ Criminal History		e: 310 McKercle Avenue		
⇒ Premises	Address Line 2	2 :		
 General Premises 	Cit	y: Council Stalks		
 Applicant Signature 	County:	Potfawatiamie		
* Bond Cert	Zip	± <u>51503</u>	A	
Local Endorse	Business Phone	:: (712) 323-4176	Cell / Home i	Phone:
> History		L_Same Address		
The state of the	Mailing Address	: 2300 E. Stri Street		
	Mailing Address Line 2	;		•
	City	: Boone		State: Iowa
	Zīp	50036		\$64 - \$100 - 185
,	Contact Name	Tracey Wilson (Ext 196)		
	Phone:	(515) 432-2023	Email Adı	iress: twilson@farewaystores.com
	© Prev		7	_
Phone: (866) 469-2223		九	enewso	Next 2
FAX: (515) 281-7375		* *-		Terms of Service Privacy Policy
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> License	Applicant BB_V_22483,	Harrah's Council B	luffs Casino & Hotel,	Council Bluffs
PrivilegesApplicant	After completion click on the NEXT link to The navigation links on the top may also b	continue to the next screen, or t e used to move around the appl	he BACK link to return to the previocation.	ous screen.
 Status Of Business 	Name of Applicant	: Harvey Iowa Managemni Coi	(Sole Proprietorship, Partnership, Cor	peration, etc.)
 Ownership 	Name of Business (D/S/A)	: Harrah's Council Bluffs Casin	o & Hotel	
> Criminal History	Address of Premise:	: One Harrah's Shvd		••,
➤ Premises	Address Line 2:		(****)****	mana amin's in a manana as
→ General Promises	City	Council Bluffs		
Applicant Signature	County:	Pottawatiamis 3	.a	
> Dram Cert	Zip:	51501		
> Local Endorse	Business Phone:	(712) 329-6000	Cell / Home Phone:	
≯ History		Samo Address		
	Mailing Address:	One Harrah's Blvd		
	Mailing Address Line 2:			
	City:	Council Bluffs	State:	lowa
	Zip:	51501		
	Contact Name:	Ben Eller		
	Phone:	(712) 329-6000	Email Address:	beller@harrahs.com
	Prev			Next ②

Phone: (866) 469-2223 FAX: (515) 281-7375

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J	Reporting Search			
At 1	A			
* License	Applicant LC0032290,	Iowa Western Co	ommunity College, Co	ouncil Bluffs
* Privileges	After completion click on the NEXT link	to continue to the next scree	en, or the BACK link to return to th	e previous screen.
> Applicant	The navigation links on the top may also	be used to move around the	e application.	
 Status Of Business 	Name of Applica	int: lewa Western Commun	Tify Call (Sele Proprietorship, Pariners	itin. Comenties etc.)
Ownership		A): lore Western Commun		
» Criminal History		se: 2700 College Rd. Arts (· · · · · · · · · · · · · · · · · · ·	•
> Premises		2: Ashley&Looft Hall,Gym		•
 General Premises 		ity: Council Bluffs		
 Applicant Signature 	County:	Poltawattamie		
> Dram Cert	z	ip: 51503		
> Local Endorse	Business Phon	ne: (712) 325-3200	Cell / Home P	thones!
> History				
		_ Same Address		
		s: 2700 College Rd.		and the second of the second o
	Mailing Address Line 2	2: Food Service		
	City	y: Council Bluffs		State: lowa
	Zip	x: 51503	***************************************	and the second s
			•••	-
	Contact Name	: Tam Johnson ·		
	Phone	= <u>(</u> 712) 325-3227	Email Add	ress:
	-			
	© Prev			Next (2)
hone: (866) 469-2223			· /	A Terms of Service
AX: (515) 281-7375			Benewa	Privacy Policy
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> License	Applicant LC0035610, S	kybox, Council B	duffs	
> Privileges	After completion click on the NEXT link to	continue to the next screen.	or the BACK link to return to the previous screen.	
 ≯ Applicant > Status Of Business 	The navigation links on the top may also be			
> Ownership	Name of Applicant. Name of Business (D/B/A):	11/25 75/25 15 // 1	(Sole Proprietorship, Partnership, Corporation, etc.)	
> Criminal History		144 W. Broadway	· · · · · · · · · · · · · · · · · · ·	•
> Premises	Address Line 2:			
General Premises Applicant Signature	City:	Council Bluffs Pollawattamis 51503		
> Dram Cert	Ир:	51503	- 11	
* Local Endorse	Business Phone:	(712) 256-7770	Cell / Home Phone: (402) 550-4539	
> History		_ Same Address		
	Mailing Address: Mailing Address Line 2:	1323 Jackson Street, #509	And the second section of the second	
	City:	Omaha	State: Nebraska	1 1 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2
		68102		
	Contact Name:	Gndy Fex		
		(402) 681-1566	Email Address: Skyboxcb@yahoc).com
	& Prov			Next 3
Phone: (666) 469-2223 FAX: (515) 281-7375				erms of Service Privacy Policy

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